

FACSIMILE COVER SHEET

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Date: 17 December 2003

To: Examiner Gina C. Yu
US Patent and Trademark Office
Tel. No. 703-308-3951
Fax: 703-~~308-3951~~ 306

Subject: USSN 09/744,642
Our Ref.: 100718-281/ Beiersdorf 702-HCL

From: Howard C. Lee

Comments: Filing of: Petition to Revive Unintentionally Abandoned Application (3 pgs.); Preliminary Amendment for RCE (3 pgs.); RCE (1 pg.); Fee Transmittal (1 pg.); Terminal Disclaimer (3 pgs.); Miscellaneous Communication (2 pgs.)

If you have any questions or need further information, please contact us.

You should receive 14 pages including this cover sheet.

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FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$2,270.00

Complete if Known

Application Number 09/744,642
Filing Date January 26, 2001
First Named Inventor Gers-Barlag et al.
Examiner Name Gina C. Yu
Art Unit 1617
Attorney Docket No. 100718-281/ Beiersdorf 702

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 14-1263

Deposit Account Name Norris, McLaughlin & Marcus

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

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FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	2001	790	395	Utility filing fee	
1002	2002	360	175	Design filing fee	
1003	2003	550	275	Plant filing fee	
1004	2004	790	395	Reissue filing fee	
1005	2005	160	60	Provisional filing fee	
SUBTOTAL (1)					(\$)

2. EXTRA CLAIM FEES FOR UTILITY AND

Extra Claims	Fee from below	Fee Paid
Total Claims -20** = 0 X		0.00
Independent Claims -3** = 0 X		0.00
Multiple Dependent		

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1202	2202	18	9	Claims in excess of 20	
1201	2201	88	44	Independent claims in excess of 3	
1203	2203	300	150	Multiple dependent claim, if not paid	
1204	2204	88	44	** Reissue independent claims over original patent	
1205	2205	18	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$) 50.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	2051	130	65	Surcharge - late filing fee or oath	
1052	2052	50	25	Surcharge - late provisional filing fee or cover sheet	
1053	2053	130	130	Non - English specification	
1812	2520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	2251	110	55	Extension for reply within first month	
1252	2252	430	215	Extension for reply within second month	
1253	2253	900	490	Extension for reply within third month	
1254	2254	1,530	765	Extension for reply within fourth month	
1255	2255	2,080	1,040	Extension for reply within fifth month	
1401	2401	340	170	Notice of Appeal	
1402	2402	340	170	Filing a brief in support of an appeal	
1403	2403	300	150	Request for oral hearing	
1451	2451	1,510	1,510	Petition to institute a public use proceeding	
1452	2452	110	55	Petition to revive - unavoidable	
1453	2453	1,370	685	Petition to revive - unintentional	1,370.00
1501	2501	1,370	685	Utility issue fee (or reissue)	
1502	2502	490	245	Design issue fee	
1503	2503	680	330	Plant issue fee	
1460	2460	130	130	Petitions to the Commissioner	
1807	2807	50	50	Processing fee under 37 CFR § 1.17(q)	
1806	2806	180	180	Submission of Information Disclosure Statement	
8021	28021	40	40	Recording each patent assignment per property (times number of properties)	
1809	2809	790	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	2810	790	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	2801	790	395	Request for Continued Examination (RCE)	790.00
1802	2802	900	900	Request for expedited examination of a design application	
Other fee (specify) Terminal Disclaimer					110.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) \$2,270.00

SUBMITTED BY

Name (Print/Type) Howard C. Lee
Signature Howard C. Lee

Registration No. (Attorney/Agent)

Complete (if applicable)

48,104 Telephone 212-808-0700

Date December 17, 2004

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DEC 17 2004

Belersdorf 702.1-HCL
100718-281
6713-Dr. R&ar

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : GERS-BARLAG et al.
SERIAL NO. : 09/744,642
FILED : 26 January 2001
FOR : EMULSIFIER-FREE FINELY DISPERSED SYSTEMS OF THE OIL-IN-
WATER AND WATER-IN-OIL TYPE
ART UNIT : 1617
EXAMINER : Gina C. Yu

17 December 2004

Hon. Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

MISCELLANEOUS COMMUNICATION

SIR:

On 12 December 2004, we filed a Notice of Appeal in error as the status of the application was not in after final status; this Notice of Appeal was intended to be filed for a different application. Please remove this Notice of Appeal from the file history so that the Examiner may consider the merits of our response dated 9 October 2003 to her office action.

CONDITIONAL PETITION FOR EXTENSION OF TIME

If entry and consideration of the amendments above requires an extension of time, Applicants respectfully request that this be considered a petition therefor. The Assistant Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.

Closing

If there are any further questions or comments, the Examiner is respectfully requested to telephone the undersigned at telephone number (212) 808-0700 so that the issue(s) might be promptly resolved.

Respectfully submitted,

Norris, McLaughlin & Marcus, P.A.

By: Howard C. Lee
Howard C. Lee
Reg. No. 48,104

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New York, New York 10022
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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing Miscellaneous Communication is being facsimile transmitted to the United States Patent and Trademark Office on the date indicated below:

Date: 17 December 2004

By: Agata Glińska
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